

AP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor: Kazuyuki MIYA Group Art Unit: 2642

Appln. No.: 09/857,328 Examiner: M. Ubiles

Filed: June 4, 2001

For: RADIO BASE STATION APPARATUS AND RADIO  
TRANSMISSION METHOD

RESPONSE UNDER 37 CFR § 1.116

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Rejection dated February 22, 2005,  
reconsideration and allowance are respectfully requested in light  
of the following remarks.

All prior art rejections rely on U.S. Patent No. 6,694,155  
to Chin which has an effective date of September 5, 2000, whereas  
the present priority date is October 8, 1999. Further, the  
applied U.S. Patent No. 6,735,182 to Nishimori et al. has an  
effective date of June 19, 2000 and thus is also antedated by the  
present JP priority date of October 8, 1999.

Therefore, all pending rejections are overcome by the filing  
of the attached literal and accurate English translation of the  
JP priority document. It is noted that this priority document  
supports the present rejected claims.